

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Operating Engineers Local #49 Health and
Welfare Fund and Central Pension Fund of the
International Union of Operating Engineers and
Participating Employers, Local #49 International
Union of Operating Engineers and Associated General
Contractors of Minnesota Apprenticeship and Training
Program, and their Trustees,

Civil No. 09-1761 (RHK/FLN)

Plaintiffs,

vs.

**ORDER DISMISSING
BRYON D. ABEL**

Charles E. DeGrood d/b/a Executive Grading,
and Bryon D. Abel, individually,

Defendants.

Pursuant to the Notice of Voluntary Dismissal (Doc. No. 4), **IT IS ORDERED**
that Defendant Bryon D. Abel is hereby **DISMISSED WITHOUT PREJUDICE** from
the above-entitled matter, without costs to either party.

Dated: November 3, 2009

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge